

**BOARD OF COUNTY COMMISSIONERS  
LAKE COUNTY, FLORIDA**

**REGULAR MEETING**

**DECEMBER 20, 2005**

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**COUNTY COMMISSIONERS**

**Catherine C. Hanson, Chairman  
Welton G. Cadwell, Vice Chairman  
Jennifer Hill, District #1  
Robert A. Pool, District #2  
Debbie Stivender, District #3**

**Cindy Hall, County Manager  
Sanford A. Minkoff, County Attorney  
James C. Watkins, Clerk to the Board**

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**Other than the zoning and road vacation public hearings, the Board will not receive comment from the public on matters not pertaining to the issues before them.**

**DISCLAIMER**

**This booklet has been prepared for the convenience of the Board of County Commissioners in discussing matters before them. Every effort has been made to include all items to be discussed at this Board of County Commissioners meeting, however, Commissioners may add items, which are not a part of this Agenda, or items may be removed from consideration. While it has been the goal to present error-free information, we do not represent that documentation is without errors or omissions.**

**As a part of any public and formal meeting, the Board of County Commissioners may, from time to time, schedule a workshop during which they will receive information from staff, have discussions with staff and among themselves, and then proceed to give staff direction on the subject matter being discussed unless otherwise shown on the Agenda item. These discussions and workshops do not take the place of the formal public hearing process during which all public comment and formal action is taken.**

**The Board and staff welcome written comments prior to workshops and other meetings. If you have comments or questions regarding the subject matter of any Board action or workshop, please deliver your written comments to appropriate County staff or mail to the Board of County Commissioners, Post Office Box 7800, Tavares, FL 32778.**

## **ITEMIZED AGENDA**

**December 20, 2005**

9:00 A.M. Invocation

Pledge of Allegiance

### **I. AGENDA UPDATE**

Discussion regarding proposed revisions to today's Agenda.

### **II. MINUTE APPROVAL**

Tab 1 Approval of the following Minutes:

October 25, 2005	Regular Meeting
December 5, 2005	Special Joint Meeting with School Board and Municipalities

### **III. CLERK OF COURT'S CONSENT AGENDA**

Tab 2 Approval of Clerk of Courts' Consent Agenda (Items 1 through 8):

1. Acknowledge receipt of list of checks or warrants paid prior to this meeting, pursuant to Chapter 136.06(1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office – Acknowledge receipt.
2. Contractor Bonds – New, Riders, and Cancellation - Approval.
3. Received the Lake County Water Authority Board of Trustees' meeting schedule for 2006 - Acknowledge receipt.
4. Received the 2006 Governing Board Meeting Schedule for the St. Johns River Water Management District – Acknowledge receipt.

5. Received a notice from the Department of Community Affairs that Ms. Stacie Vanderbilt recently registered the Pine Island Community Development District, established by Rule Chapter 4200-1, Florida Administrative Code, with the Special District Information Program and identified Ms. Jan A. Carpenter as the District's registered agent – Acknowledge receipt.
6. Received a copy of the Lake County Action Agency, Inc. (LCAA) 2004-2005 Annual Report – Acknowledge receipt.
7. Received a notice from the St. Johns River Water Management District that they have received applications described as follows: Cherry Lake Tree Farm, Inc., application number 2594, where the applicant proposes to withdraw 2.15 million gallons per day of ground water and 1.44 million gallons per day of surface water to irrigate 792 acres of container nursery and 57 acres of citrus. All interested parties should contact the St. Johns River Water Management District, as outlined in the notice – Acknowledge receipt.
8. Received the following Annexation Ordinances from the City of Minneola – Acknowledge receipt.  
**Ordinance Number 2005-21** – Steven J. Richey, P.A., on behalf of the owner, Route 27 Properties, LLC – Approximately 9.16 +/- Acres of Property Generally Located on the West Side of U.S. Highway 27 and North of Highland Oaks Boulevard  
**Ordinance Number 2005-37** – George F. Lyon – approximately 5.066 +/- Acres of Property Generally Located on the West Side of U.S. Highway 27 and North of Highland Lakes Boulevard.

RECOMMENDATION:      Approval

**IV. COUNTY MANAGER'S CONSENT AGENDA** (Tab 3 through 31)

**A. Budget**

- Tab 3
1. Budget transfer – General Fund, Constitutional Offices/Supervisor of Elections. Transfer \$100,000.00 from Reserve for Contingency to Office Supplies (\$90,777.00) and Machinery and Equipment (\$9,223.00). The Supervisor of Elections has requested a budget amendment to fund additional election hardware and software necessary to upgrade the voting system. Funds available in Reserve for Contingency.

RECOMMENDATION: Approval

2. Approval of Check Request (Direct Pay) for payment of HCRA Program costs. The request exceeds the County Manager's approval limit of \$25,000.00. Total payment is for \$25,196.66.

RECOMMENDATION: Approval

**B. Community Services**

- Tab 4
- Approval for the Community Enhancement Area Partnership Program fund one major project, that being the renovation of the Yalaha Community Center, for a total not to exceed \$80,000.00 for Fiscal Year 2005-2006; and direct the Housing and Community Development Division to purchase goods or materials, for a total not to exceed \$1,500.00 for each project to be completed by volunteers in Ferndale, Forest Hills/Lake Mack and Okahumpka.

RECOMMENDATION: Approval

- Tab 5
- Approval of a Conditional Offer of Employment for Martha Thomas, Extension Agent I, contingent upon the candidate's successful completion of the County's pre-employment screening.

RECOMMENDATION: Approval

- Tab 6
- Approval of request for \$4,710.00 in additional funding for the Disease Manager/Nutritionist position, to assure that the salary meets the competitive requirements for this position.

RECOMMENDATION: Approval

**C. Growth Management**

Tab 7 Approval and execution of a Satisfaction and Release of Fine for property owned by Willie and Michelle Slater, Code Enforcement Case Number 2002120176.

RECOMMENDATION: Approval

Tab 8 Approval and execution of a Satisfaction and Release of Fine for property owned by Craig Jensen, Code Enforcement Case Number 2002120176.

RECOMMENDATION: Approval

Tab 9 Approval of Special Master Settlement Agreement for Frederick W. and Laurie Shaw vs. Lake County.

RECOMMENDATION: Approval

Tab 10 Approval to engage the services of the Trust for Public Lands (TPL) to develop a "greenprint" of the County based on submitted scope and cost as a sole source contract.

RECOMMENDATION: Approval

**D. Procurement Services**

Tab 11 Approval of the revised Policy for Fixed Asset Management.

RECOMMENDATION: Approval

Tab 12 Approval to award and execute the Contract with General Elevator Sales and Service, Inc. for the upgrade of two traction passenger elevators servicing five floors of the Lake County Administration Building.

RECOMMENDATION: Approval

Tab 13 Approval to award the contract for the prep and sealing of the exterior walls of six county buildings to Pressure Cleaning Professionals, Inc. The buildings are as follows: Sheriff's Administration Building, County Administration Building, Historic Courthouse, Public Works Building, Mail Receiving Center, and Facilities Management Building. The cost for this project is \$77,295.00 in accordance with Bid Number 05-143.

RECOMMENDATION: Approval

Tab 14 Approval to award the contract for Architectural Design for the Umatilla Health Clinic to Harvard Jolly, Inc. in accordance with RSQ Number 05-087 for \$37,260.00 plus \$2,000.00 for (not to exceed) reimbursables for Phase I.

RECOMMENDATION: Approval

**E. Public Safety**

Tab 15 Approval and execution of the Second Amendment to Agreement between Lake County, Florida and General Physics Corporation for Emergency Management Consulting Services.

RECOMMENDATION: Approval

**F. Public Works**

Tab 16 Approval and signature of Resolution to advertise Vacation Petition Number 1070, by Henrich-Luke & Swaggerty, LLC, Representative Mark I. Luke, to vacate a portion of two drainage and utility easements, in the Plat of Spring Valley Phase VIII, located in Section 05, Township 23 South, Range 26 East, in the Clermont area – Commission District 2.

RECOMMENDATION: Approval

Tab 17 Approval and signature of Resolution to advertise Vacation Petition Number 1072, by Quenell Bonds, Jim Stivender, Jr., Representative Patti Harker, to vacate a portion of right of way known as 10<sup>th</sup> Avenue, in the Plat of Umatilla Turpentine Company Subdivision and Merrell Vaughn Subdivision, located in Section 24, Township 18 South, Range 26 East, in the Umatilla area – Commission District 5.

RECOMMENDATION: Approval

Tab 18 Approval and signature of Resolution to advertise Vacation Petition Number 1073, by William Brockett, Representative Bruce Duncan, to vacate an easement, in the Plat of Twilight Cove, located in Section 14, Township 20 South, Range 26 East, in the Lake Jem area – Commission District 3.

RECOMMENDATION: Approval

Tab 19 Approval to accept public right of way deeds that have been secured in conjunction with roadway and/or stormwater projects: one (Corrective) Statutory Warranty Deed; five Statutory Warranty Deeds; one Non-Exclusive Easement Deed; and one Temporary Non-Exclusive Construction Easement Deed.

RECOMMENDATION: Approval

Tab 20 Approval and authorization to release a Letter of Credit for Maintenance in the amount of \$18,800.00 posted for Lake Louisa Highlands Phase III. Lake Louisa Highlands Phase III consists of 29 lots – Commission District 2.

RECOMMENDATION: Approval

Tab 21 Approval and authorization to release a Letter of Credit for Performance in the amount of \$298,465.00 for Overlook at Lake Louisa Phase I; accept a Maintenance Bond in the amount of \$160,263.00; execute a Developer's Agreement for Maintenance of Improvements between Lake County and Greater Homes, Inc.; and execute a Resolution accepting the following roads into the County Road Maintenance System: Gleason Way (County Road Number 0944), Lemay Drive (County Road Number 0944A), Owasso Lane (County Road Number 0944B), Cloverdale Lane (County Road Number 0944C), and Coldwater Loop (County Road Number 0944D). Overlook at Lake Louisa Phase I consists of 95 lots – Commission District 2.

RECOMMENDATION: Approval

Tab 22 Approval and authorization to accept the final plat for Orange Tree Phase 6 and all areas dedicated to the public as shown on the Orange Tree Phase 6 final plat; accept a check in the amount of \$69,651.73; and execute a Developer's Agreement for Construction of Improvements between Lake County and Greater Homes, Inc. Orange Tree Phase 6 consists of 44 lots – Commission District 2.

RECOMMENDATION: Approval

Tab 23 Approval and authorization to accept the final plat for Avalon Hills and all areas dedicated to the public as shown on the Avalon Hills plat; accept a Maintenance Bond in the amount of \$22,698.40; execute a Developer's Agreement for Maintenance of Improvements between Lake County and Karst, Inc.; and execute a Resolution accepting the following road into the County Road Maintenance System: Colt Lane (County Road Number 0769A). Avalon Hills consists of 16 lots – Commission District 2.

RECOMMENDATION: Approval

Tab 24 Approval and authorization to execute Change Order Number 2 to the CR-452 (Lakeshore Drive) Widening & Resurfacing Phases III and IV Project Number 2004-12 in the amount of \$64,002.69 for additional work relating to the project – Commission District 3.

RECOMMENDATION: Approval

Tab 25 Approval and authorization to release a Letter of Credit for Maintenance in the amount of \$28,830.00 posted for Highland Groves Phase I. Highland Groves Phase I consists of 66 lots – Commission District 2.

RECOMMENDATION: Approval

Tab 26 Approval and authorization to release a Maintenance Bond in the amount of \$63,121.22 posted for Glenbrook Phase I. Glenbrook Phase I consists of 266 lots – Commission District 2.

RECOMMENDATION: Approval

Tab 27 Approval and authorization to release a Maintenance Bond in the amount of \$15,200.00 posted for Fox Meadows. Fox Meadows consists of 15 lots – Commission District 2.

RECOMMENDATION: Approval



Tab 28 Approval and authorization to release a Letter of Credit for Maintenance in the amount of \$15,598.00 posted for Ranch Club. Ranch Club consists of 113 lots – Commission District 3.

RECOMMENDATION: Approval

Tab 29 Approval and authorization to release a Maintenance Bond in the amount of \$22,141.00 posted for Greater Groves Commercial Park. Greater Groves Commercial Park consists of 5 lots – Commission District 2.

RECOMMENDATION: Approval

Tab 30 Approval of payment to the Florida Fish and Wildlife Commission for Permit Number LAK-164 for the incidental taking of gopher tortoises for the South Clermont Connector Project.

RECOMMENDATION: Approval

Tab 31 Approval and authorization to draw against an \$11,220.00 Letter of Credit posted for performance to complete roadway repairs within Arrowtree Reserve Phase II subdivision. Arrowtree Reserve Phase II consists of 77 lots – Commission District 3.

RECOMMENDATION: Approval

**V. COUNTY MANAGER'S DEPARTMENTAL BUSINESS (Tab 32)**

**A. Public Works**

Tab 32 Approval of the Interlocal Agreement between Lake County and the City of Groveland regarding the Crittenden Street Project Development and Environmental Study (PD&E).

RECOMMENDATION: Approval

**VI. PRESENTATIONS/PUBLIC HEARINGS**

**A. PRESENTATIONS – 9:00 A.M. or as Soon Thereafter**

**1. PRESENTATIONS**

Tab 33      **PRESENTATION:** Annual Education Impact Fee Report by Tommy Crosby, Chief Financial Officer, Lake County Schools

Tab 34      **PRESENTATION:** Update on the Fund Raising Efforts by the Friends of the Horticultural Learning Center (HLC)

**B. PUBLIC HEARINGS/CLOSED SESSION – 9:00 A.M. or as Soon Thereafter**

**1. PUBLIC HEARINGS**

Tab 35      **PUBLIC HEARING:** Fiscal Year 2004-2005 Consolidated Annual Performance Evaluation and Review for Community Development Block Grants

Tab 36      **PUBLIC HEARING:** Approval to accept a Maintenance Map for Colony Barn Road (Number 0639)

Tab 37      **PUBLIC HEARING:** Approval to Authorize and Execute the Notice of Intent to Use the Uniform Method of Collecting Non-Ad Valorem Special Assessments

Tab 38      **PUBLIC HEARING:** Petition Number 1056 and approval and execution of Resolution by Henry C. & Janet M. Shupe, Representative Leslie Campione, P.E., to vacate a portion of the right of way, in the Plat of Springs Bath & Yacht Club, located in Section 17, Township 20 South, Range 25 East, in the Yalaha area – Commission District 3.

Tab 39      **PUBLIC HEARING:** Petition Number 1066 and approval and execution of Resolution by Mike Deslauriers to vacate a portion of a landscape buffer/easement, in the Plat of Eagleridge, Phase III, located in Section 23, Township 24, Range 26, in the South Clermont area – Commission District 2.

Tab 40      **PUBLIC HEARING:** Petition Number 1068 and approval and execution of Resolution by Howard Marshall, Representative Wicks Consulting, to vacate a portion of the Plat of Dora Pines Unit Two, located in Section 21, Township 19 South, Range 27 East, in the Mount Dora area – Commission District 4.

2.      **PUBLIC HEARINGS: REZONINGS (SEE SEPARATE AGENDA)**  
[http://www.lakegovernment.com/pdfs/P&Z\\_Agendas/122005.pdf](http://www.lakegovernment.com/pdfs/P&Z_Agendas/122005.pdf)

3.      **CLOSED SESSION**

**CLOSED SESSION:** Union Negotiations Update

## **VII. OTHER BUSINESS (Tab 41)**

Tab 41      Appointment of individuals to five vacant positions on the Cultural Affairs Council.

## **VIII. REPORTS**

### **A. County Attorney (Tab 42 through 46)**

Tab 42      Approval of Amendment of Lease Agreement for office space located at 902 Avenida Central, The Villages, for the Sheriff's Office.

Tab 43      Approval of Second Amendment to Real Estate Purchase and Sales Agreement between Lake County and Richard H. Langley.

Tab 44      Approval of Interlocal Agreement with the City of Umatilla pertaining to animal control services for the city.

Tab 45      Approval of Third Amendment to Lease Agreement between Publix Super Markets, Inc. and Lake County for space at Summerbay Shopping Center for Citrus Ridge Library.

Tab 46      Approval to initiate discussions with CSX Railroad for possible purchase of abandoned railroad corridors.

### **B. County Manager**

### **C. Commissioner Hill – District #1**

- D. **Commissioner Pool – District #2**
- E. **Commissioner Stivender – District #3** (Tab 47)

Tab 47            Approval and execution of Proclamation proclaiming January 16, 2006 as a day to celebrate the life and dreams of Dr. Martin Luther King, Jr.

- F. **Commissioner Hanson – Chairman and District #4**
- G. **Commissioner Cadwell – District #5**

The County Commission reserves the right to move any Agenda item to an earlier time during the day as its schedule permits, except in the case of items and appointments that have been advertised in a newspaper for a specific time.

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Pursuant to the provisions of Chapter 286, Florida Statutes, Section 286.0105, if a person decides to appeal any decision made by the County Commission with respect to any matter considered at this Commission meeting, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record may include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities needing assistance to participate in any of these proceeding should contact the Department of Facilities Development and Management at (352) 343-9760, 48 hours in advance of the scheduled meeting.

**TENTATIVE AGENDA**

**JANUARY 10, 2006**

9:00 A.M. Regular Meeting/Worksession

9:00 A.M. PRESENTATION: Sustainable Growth by Ernest A. Cox, Florida Stewardship Foundation  
or as Soon  
Thereafter

9:00 A.M. PRESENTATION: Awards & Recognition Program by the Awards & Recognition Team  
or as Soon  
Thereafter

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**TENTATIVE AGENDA**

**JANUARY 17, 2006**

8:30 A.M. Value Adjustment Board  
or as Soon  
Thereafter

9:00 A.M. Regular Meeting

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**TENTATIVE AGENDA**

**JANUARY 24, 2006**

9:00 A.M. Regular Meeting (Zoning and Road Vacations)

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**TENTATIVE AGENDA**

**JANUARY 27, 2006**

9:00 A.M. BCC Retreat – Location – To Be Determined

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**TENTATIVE AGENDA**

**FEBRUARY 7, 2006**

9:00 A.M. Regular Meeting

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**TENTATIVE AGENDA**

**FEBRUARY 14, 2006**

9:00 A.M. Lake County Day in Tallahassee, Florida (No BCC Meeting)

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**TENTATIVE AGENDA**

**FEBRUARY 21, 2006**

9:00 A.M. Regular Meeting

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**TENTATIVE AGENDA**

**FEBRUARY 28, 2006**

9:00 A.M. Regular Meeting (Zoning and Road Vacations)